

# UNITED STATES DISTRICT COURT

## Eastern District of California

UNITED STATES OF AMERICA

v.

**FRED LAVENDER****JUDGMENT IN A CRIMINAL CASE**(For **Revocation** of Probation or Supervised Release)Criminal Number: **2:19CR00239-01**

Defendant's Attorney: Mia Crager, Assistant Federal Defender

**THE DEFENDANT:**

- ☒ admitted guilt to violation of charges 1, 2 and 3 as alleged in the violation petition filed on 12/12/2023.
- ☐ was found in violation of condition(s) of supervision as to charge(s) \_\_\_\_\_ after denial of guilt, as alleged in the violation petition filed on \_\_\_\_\_.

The defendant is adjudicated guilty of these violations:

Violation Number	Nature of Violation	Date Violation Ended
1	Unlawful Use of a Controlled Substance	12/13/2022 and 01/20/2023
2	Failure to Notify of Change of Residence	10/02/2023
3	Failure to Follow Instructions of the Probation Officer	10/02/2023

The court: ☐ revokes: ☒ modifies: ☒ continues under same conditions of supervision heretofore ordered on 7/29/2021.

The defendant is sentenced as provided in pages 2 through \_\_\_\_\_ of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

☐ Charge(s) \_\_\_\_\_ is/are dismissed.**Any previously imposed criminal monetary penalties that remain unpaid shall remain in effect.**

It is ordered that the defendant shall notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid. If ordered to pay restitution, the defendant must notify the court and United States attorney of material changes in economic circumstances.

**3/28/2024**

Date of Imposition of Sentence



Signature of Judicial Officer

**Troy L. Nunley**, United States District Judge

Name &amp; Title of Judicial Officer

4/2/2024

Date

DEFENDANT: **FRED LAVENDER**

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### **SPECIAL CONDITIONS OF SUPERVISION**

1. You must submit your person, property, house, residence, vehicle, papers, computer, other electronic communications or data storage devices or media, or office, to a search conducted by a United States probation officer or any law enforcement officer under the immediate and personal supervision of the probation officer, based upon reasonable suspicion of unlawful conduct or a violation of a condition of supervision, without a search warrant. Failure to submit to a search may be grounds for revocation. You must warn any other occupants that the premises may be subject to searches pursuant to this condition.
2. You must participate in an outpatient substance abuse/alcohol abuse treatment program and follow the rules and regulations of that program. The probation officer, in consultation with the treatment provider, will supervise your participation in the program.
3. You must participate in an inpatient substance abuse/alcohol abuse treatment program and follow the rules and regulations of that program, for a period of up to 90 days, with 56 days credit, and up to 10 additional days for substance abuse detoxification services if deemed necessary. The probation officer, in consultation with the treatment provider, will supervise your participation in the program.
4. You must submit to substance abuse/alcohol abuse testing to determine if you have used a prohibited substance. You must not attempt to obstruct or tamper with the testing methods.
5. You must abstain from the use of alcoholic beverages and shall not enter, visit, or be present at those places where alcohol is the chief item of sale.
6. You must not use or possess any controlled substances without a valid prescription. If you have a valid prescription, you must disclose the prescription information to the probation officer and follow the instructions on the prescription.
7. You must participate in an outpatient mental health treatment program and follow the rules and regulations of that program. The probation officer, in consultation with the treatment provider, will supervise your participation in the program.
8. You must provide the probation officer with access to any requested financial information and authorize the release of any financial information. The probation office may share financial information with the U.S. Attorney's Office.
9. You must not communicate or otherwise interact with any known member of the Bloods or Crips gang or any other known member of a criminal gang, without first obtaining the permission of the probation officer.
10. You must reside in a residential reentry center for a term of up to 90 days, as directed by the probation officer. You must follow the rules and regulations of the center. You must pay the cost of confinement as determined by the Bureau of Prisons.
11. You must participate in a co-payment plan for treatment, testing and/or medication and shall make payment directly to the vendor under contract with the United States Probation Office. Your co-payment will be determined utilizing a Sliding Fee Scale based upon your disposable income.